

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Vice Chair Vince Ricci, on March 24, 2017 at 8:30 A.M., in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Amanda Curtis, Vice Chair (D)
Rep. Vince Ricci, Vice Chair (R)
Rep. Fred Anderson (R)
Rep. Willis Curdy (D)
Rep. Ross H. Fitzgerald (R)
Rep. Bruce Grubbs (R)
Rep. Denley M. Loge (R)
Rep. Gordon Pierson Jr (D)
Rep. Adam Rosendale (R)
Rep. Casey Schreiner (D)
Rep. Sharon Stewart-Peregoy (D)
Rep. Jeremy Trebas (R)
Rep. Sue Vinton (R)

Members Excused: Rep. Mark Noland, Chair (R)
Rep. Moffie Funk (D)
Rep. Steve Gunderson (R)
Rep. Andrea Olsen (D)
Rep. Jonathan Windy Boy (D)
Rep. Daniel Zolnikov (R)

Members Absent: None

Staff Present: Karen Armstrong, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HJ 21, 3/20/2017; HB 628, 3/22/2017; HB 643, 3/22/2017
Executive Action: HJ 21, HB 628, HB 603, HB 643, SB 243, SB 245, SB 298

00:01:12 Rep. Funk joined the meeting.

HEARING ON HB 643

Opening Statement by Sponsor:

00:02:00 Rep. Bruce Grubbs (R), HD 68, opened the hearing on HB 643, Generally revise liquor laws relating to overlapping quota areas.

[EXHIBIT\(buh61a01\)](#)

Proponents' Testimony:

00:06:14 Paul Cartwright, Self
00:12:16 Mayor Russell Nelson, Belgrade
00:16:07 Rep. Noland joined the meeting.
00:16:26 Jason Carp, Planning Director, Belgrade
00:19:21 Eve Parrow, Belgrade Chamber of Commerce

Opponents' Testimony:

00:22:12 John Iverson, Montana Tavern Association (MTA)
00:24:52 Neil Peterson, Gaming Industry Association (GIA)
00:28:19 Brad Griffin, Montana Restaurant Association (MTRA)

Informational Testimony:

00:30:15 Shauna Helfert, Department of Revenue, (DOR)

Questions from Committee Members and Responses:

00:30:39 Chair Ricci
00:33:46 Shauna Helfert, DOR
00:34:01 Rep. Curdy
00:37:45 John Iverson, MTA

Closing by Sponsor:

00:38:02 Rep. Grubbs

[EXHIBIT\(buh61a02\)](#)

00:43:05 Chair Noland resumed the chair.

HEARING ON HJ 21

Opening Statement by Sponsor:

00:43:26 Rep. Forrest Mandeville (R), HD 57, opened the hearing on HJ 21, Interim study relating to fantasy sports.

Proponents' Testimony:

00:48:01 Ronda Wiggers, Montana Coin Machine Operators Association
00:48:54 Chuck Denowh, DraftKings, FanDuel
00:50:05 Neil Peterson, Gaming Industry Association (GIA)

Opponents' Testimony: None

Informational Testimony:

00:51:22 Angela Nunn, Department of Justice (DOJ)

Questions from Committee Members and Responses:

00:51:42 Rep. Vinton
 00:52:07 Rep. Mandeville
 00:52:17 Pat Murdo, Legislative Services Division (LSD)
 00:52:48 Rep. Vinton
 00:53:04 Rep. Mandeville
 00:54:09 Rep. Ricci
 00:54:53 Angela Nunn, DOJ

Closing by Sponsor:

00:55:58 Rep. Mandeville

00:57:06 Pat Murdo, LSD

HEARING ON HB 628

Opening Statement by Sponsor:

00:58:03 Rep. Jessica Karjala (D), HD 48, opened the hearing on HB 628, Require reporting of pricing factors for certain prescription drugs.

Proponents' Testimony:

01:02:08 Jean Branscum, Montana Medical Association (MMA)
 01:05:40 Abigail St. Lawrence, Montana Association of Naturopathic Physicians
 01:07:10 Rachel Carroll Rivas, Montana Human Rights Network

Opponents' Testimony:

01:09:11 Dennis Iverson, Pharmaceutical Research and Manufacturers of America (PHRMA)

EXHIBIT(buh61a03)

01:13:54 Bridger Mahlum, Montana Chamber of Commerce (MCC)
 01:16:17 Bill Warden, Bio-Technology Innovation Organization, Montana Bio-Science Alliance

EXHIBIT(buh61a04)

01:17:47 Bruce Spencer, Express Scripts
 01:22:08 Jessie Luther, CVS Health
 01:23:49 Kris Hansen, Office of the State Auditor (OSA) .

Informational Testimony: None

Questions from Committee Members and Responses:

01:29:56 Rep. Loge
 01:30:29 Bill Warden, Bio-Technology Innovation Organization, Montana Bio-Science Alliance
 01:31:42 Rep. Trebas
 01:32:15 Rep. Karjala

01:33:16 Rep. Vinton
01:33:47 Dennis Iverson, PHRMA
01:34:12 Chair Noland
01:34:47 Rep. Karjala
01:35:52 Rep. Curdy
01:36:20 Jessie Luther, CVS Health

Closing by Sponsor:

01:37:16 Rep. Karjala

01:44:58 Chair Noland
01:53:50 Pat Murdo, Legislative Services Division (LSD)
01:54:05 Rep Funk
01:54:14 Chair Noland
01:54:34 Pat Murdo, LSD

[EXHIBIT\(buh61a05\)](#)

[EXHIBIT\(buh61a06\)](#)

[EXHIBIT\(buh61a07\)](#)

01:56:02 Recess
02:25:24 Reconvened with Rep. Funk, Rep. Gunderson, Rep. Zolnikov and Rep. Windy Boy excused.

EXECUTIVE ACTION ON HJ 21

02:28:10 **Motion:** Rep. Ricci moved that **HJ 21 DO PASS.**

02:28:56 **Motion:** Rep. Ricci moved that **HJ 21 BE AMENDED.**

Discussion:

02:29:21 Rep. Loge

02:29:44 **Vote:** Motion carried unanimously by voice vote. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:30:15 **Motion/Vote:** Rep. Ricci moved that **HJ 21 DO PASS AS AMENDED.** Motion carried 18-1 by voice vote with Rep. Vinton voting no. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXECUTIVE ACTION ON HB 628

02:31:34 **Motion:** Rep. Ricci moved that **HB 628 DO PASS.**

Discussion:

02:31:49 Rep. Curtis
02:32:50 Rep. Trebas

- 02:33:10 **Vote:** Motion failed 9-10 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Funk, Rep. Olsen, Rep. Pierson, Rep. Schreiner, Rep. Stewart-Peregoy, Rep. Trebas and Rep. Windy Boy voting aye. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.
- 02:34:29 **Motion/Vote:** Rep. Ricci moved that **HB 628 BE TABLED**. Motion carried 14-5 by voice vote with Rep. Curdy, Rep. Curtis, Rep. Funk, Rep. Olsen and Rep. Windy Boy voting no. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXECUTIVE ACTION ON HB 643

- 02:35:25 **Motion:** Rep. Ricci moved that **HB 643 DO PASS**.

Discussion:

- 02:35:39 Rep. Grubbs
02:36:25 Rep. Curtis
02:36:48 Rep. Stewart-Peregoy
02:37:18 Rep. Curdy

- 02:37:51 **Vote:** Motion failed 5-14 by roll call vote with Rep. Anderson, Rep. Curtis, Rep. Fitzgerald, Rep. Grubbs and Rep. Rosendale voting aye. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.
- 02:38:58 **Motion/Vote:** Rep. Ricci moved that **HB 643 BE TABLED**. Motion carried unanimously by voice vote. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXECUTIVE ACTION ON HB 603

- 02:39:37 **Motion:** Rep. Ricci moved that **HB 603 DO PASS**.

Discussion:

- 02:40:05 Rep. Olsen
- 02:40:58 **Vote:** Motion failed 4-15 by roll call vote with Rep. Curtis, Rep. Grubbs, Rep. Rosendale and Rep. Trebas voting aye. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.
- 02:42:07 **Motion/Vote:** Rep. Ricci moved that **HB 603 BE TABLED**. Motion carried unanimously by voice vote. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXECUTIVE ACTION ON SB 243

- 02:43:05 **Motion:** Rep. Ricci moved that **SB 243 BE CONCURRED IN**.

Discussion:

02:43:22 Rep. Grubbs
02:44:30 Rep. Olsen
02:46:34 Rep. Trebas
02:47:46 Rep. Vinton

02:49:32 **Vote:** Motion failed 5-14 by roll call vote with Rep. Grubbs, Rep. Noland, Rep. Rosendale, Rep. Trebas and Rep. Vinton voting aye. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:50:34 **Motion/Vote:** Rep. Ricci moved that **SB 243 BE TABLED**. Motion carried unanimously by voice vote. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

EXECUTIVE ACTION ON SB 245

02:51:19 **Motion/Vote:** Rep. Ricci moved that **SB 245 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy. Rep. Anderson will carry the bill.

EXECUTIVE ACTION ON SB 298

02:52:26 **Motion:** Rep. Ricci moved that **SB 298 BE CONCURRED IN**.

02:52:34 **Motion:** Rep. Ricci moved that **SB 298 BE AMENDED**.
[EXHIBIT\(buh61a08\)](#)

Discussion:

02:52:59 Rep. Curtis

02:53:22 **Vote:** Motion failed 8-11 by roll call vote with Rep. Fitzgerald, Rep. Gunderson, Rep. Loge, Rep. Noland, Rep. Ricci, Rep. Rosendale, Rep. Vinton and Rep. Zolnikov voting aye. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:54:37 **Vote:** Motion that **SB 298 BE CONCURRED IN** failed unanimously by roll call vote. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:55:53 **Motion/Vote:** Rep. Ricci moved that **SB 298 BE TABLED**. Motion carried unanimously by voice vote. Rep. Funk, Rep. Gunderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

02:57:07 Chair Noland
02:57:59 Rep. Olsen
02:58:46 Rep. Loge
02:59:01 Chair Noland

ADJOURNMENT

Adjournment: 02:59:19

Karen Armstrong, Secretary

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Additional Documents:

EXHIBIT([buh61aad.pdf](#))